## UNITED STATES DISTRICT COURT DISTRICT OF SOUTH DAKOTA

FILED
DEC 1 5 2014

IN THE MATTER OF THE APPLICATION OF THE UNITED STATES OF AMERICA FOR AN ORDER, PURSUANT TO 18 U.S.C. § 2705(b), PROHIBITING FACEBOOK, INC., AN ELECTRONIC COMMUNICATIONS PROVIDER, FROM NOTIFYING ANY PERSON, INCLUDING THE SUBSCRIBER, OF THE EXISTENCE OF A SUBPOENA.

## **SEALED ORDER**

14-MC-166

WHEREAS an application has been made by Assistant United States Attorney Jeffrey C. Clapper, for the District of South Dakota, pursuant to Title 18, United States Code, § 2705(b) for an order prohibiting Facebook, Inc., an electronic communications service provider, from providing notice to any person, including the subscriber, any information about this investigation or this Application and Order entered in connection therewith;

IT IS HEREBY ORDERED that pursuant to Title 18, United States Code, Section 2705(b) that Facebook, Inc. shall not disclose the existence of the Application and/or Order of the Court, the Federal grand jury subpoena, or the existence of the investigation, to the listed subscriber or to any other person (except as necessary to carry out this Order) unless and until authorized to do so by the Court.

IT IS FURTHER ORDERED that the notification by the Government otherwise required pursuant to 18 U.S.C. § 2703(b)(1)(B) be delayed for a period

of ninety days.

IT IS FURTHER ORDERED that the Application and this Order be filed under seal until otherwise ordered by the Court.

Dated at Sioux Falls, South Dakota, this <u>i</u> day of December, 2014.

VERONICA L. DUFFY

UNITED STATES MAGISTRATE JUDGE

DISTRICT OF SOUTH DAKOTA